

PUBLIC SERVICE COMMISSION OF WISCONSIN

Memorandum

August 11, 2003

FOR COMMISSION AGENDA

TO: The Commission

FROM: Amelia Ramirez, Administrator
Jane Zemlicka, Consumer Affairs Analyst
Division of Water, Compliance and Consumer Affairs

RE: Revision of Chapter PSC 165 – Consumer Protection Rules 1-AC-184

Request for Extension of Time for filing comments regarding the redrafted version of Wis. Admin. Code ch. PSC 165.

Suggested Minute: The Commission granted the request by industry representatives for an extension of time for filing comments regarding the redrafted proposed revisions to Wis. Admin. Code ch. PSC 165. It set a new due date of September 25, 2003.

Background

An initial revision to PSC 165 had a public hearing in July 2002 followed by an extended comment period which ended September 23, 2002. Each comment was considered and the rule was redrafted based on the comments. At its open meeting of July 24, 2003, to consider the redrafted version of the rule, the Commission decided to request comments concerning the proposed changes made during the redrafting process. The deadline for filing comments is noon on Tuesday, August 26, 2003. Wis. Admin. Code § PSC 2.05(3)(c) provides that only the Commission may modify a time period established by the Commission. Wis. Admin. Code § 2.05(3)(a) states that a time period “may be enlarged, but only for good cause shown and upon just terms.”

Several industry representatives including John Schaefer representing CenturyTel, Peter Gardon representing TDS Metrocom and possibly several other CLECs, Jordan J. Hemaïdan representing SBC Ameritech, Paul Verhoeven representing Verizon and Nick Lester of the Wisconsin State Telecommunications Association have requested a thirty (30) day extension of the comment due date, until September 25, 2003. The requests indicate additional time is needed to review and issue comments due to the large number of redrafted provisions, the need to determine the differences between the hearing version of the rule and the redrafted rule, the need to share the redrafted version with others in the company and gather responses from them before finalizing comments for the Commission, and resource complications resulting from staff vacations.

Options

Option 1. Grant the request and establish a new comment due date of September 25, 2003.

Option 2. Grant the request to extend time, but set a new comment due date other than September 25, 2003.

Option 3. Deny the request.

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